

**Rosebud Sioux Tribe
Ordinance No. 80-03
November 3, 2004**

Ordinance creating the Rosebud Sioux Tribe's Judiciary Committee.

The Rosebud Sioux Tribal Council hereby ordains:

Section 1. Creation of the Judiciary Committee

There is hereby created a committee for the Rosebud Sioux Indian Reservation to be called the Judiciary Committee. The Committee shall operate with participation from tribal members and communities to develop and coordinate all aspects of law and order of the Rosebud Sioux Tribe.

Section 2. Committee Membership

The Committee shall consist of six (6) Tribal Council members of the Tribal Council and Two (2) At-Large members who are appointed by the Tribal Council. Each Committee member shall have one vote.

Section 3. Terms of Office

The terms of the Committee Members shall coincide with their terms of the Tribal Council.

Section 4. Officers of the Committee

There shall be a chairman, vice-chairman and secretary. Their duties be as follows:

- A. Chairman – shall be a Tribal Council representative. Conduct meetings and coordinates activities.
- B. Vice-Chairman – conducts meetings in the absence of the chairman.
- C. Secretary – records and disburses minutes of meetings.

Section 5. Meeting

The rules for the holdings of meeting shall be as follows:

- A. The committee shall meet at least twice a month at 1:00p.m. on the first and third Monday of each month at the Tribal Courthouse. Council meetings shall be precedence of Committee Meetings.
- B. Robert's Rule of Order shall prevail for committee conduct.
- C. Other special meetings shall be held as needed with a three day notice.

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Section 6. Quorum

Five (5) members of the Committee shall constitute a quorum for conduct of business.

Any elected Council Representative who is available at the time a scheduled meeting is to take place, can sit in on that meeting and vote in order to constitute a quorum.

Section 7. Powers of Committee

Said Committee shall review and recommend legislation for concurrence by the Tribal Council. All legislation offered to the Tribal Council shall be accompanied by a narrative with research documentation.

Section 8. Duties of Committee

The Judiciary Committee shall recommend all proposed legislation, messages, petitions, memorials and other matters relating to the following subjects:

- A. Appointment of Representative
- B. Civil liberties, Tribal Bill of Rights
- C. Review any and all budgets, contracts and proposals of the Tribal Court.
- D. Tribal Courts and judges, prosecutor, public defenders and other attorneys also magistrates.
- E. The appointment, qualifications, terms of office and compensation of personnel shall be determined by the Judiciary Committee and the Tribal Council in reference and in accordance with Title Nine, Chapter One of the Law and Order Code.
- F. Interstate compacts.
- G. Judicial proceedings, civil and criminal generally.
- H. Local courts, adults and juveniles, state and federal. Also, the international courts.
- I. Tribal jails, Tribal Police, Bureau of Indian Affairs police and the performance thereof.

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- J. Protection of trade and commerce against unlawful restraints and monopolies.
- K. Revisions and codification of the statutes of the Rosebud Sioux Tribe.
- L. Tribal territorial boundary lines and the enforcement thereof.

Section 9. Removal of Inactive Members of the Committee

Any committee member who is a convicted felon or has three (3) Class A offenses of the Rosebud Sioux Tribe Law and Order Code, shall automatically forfeit this office. Any inactive member who is not excused or absent from three (3) duly called consecutive meetings can be removed and replaced upon recommendation of the committee to the Tribal Council.

Section 10. Reimbursement

Council members of the Committee shall not receive any compensation for Committee work performed.

Section 11. Amendments

The Tribal Council may amend this Ordinance by a two-thirds (2/3) vote of the Council in session at a regular or special meeting of the Tribal Council.

This Ordinance hereby rescinds and supercedes any and all previous tribal ordinances creating a committee of this nature.